

EL 859411921US

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Dated: November 23, 2004

Signature:

(Rebecca Butler)

DT03 Rec'd PCT/PTO 23 NOV 2004  
Docket No.: 49334-00001USPX  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
James G. Davidson

Application No.: 10/502472

Confirmation No.: 5714

Filed: January 25, 2002

Art Unit: N/A

For: METHOD AND APPARATUS FOR  
MEMBRANE SEPARATION OF AIR INTO  
NITROGEN AND OXYGEN ELEMENTS FOR  
USE IN INTERNAL COMBUSTION ENGINES

Examiner: Not Yet Assigned

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.**

371

MS PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Missing Requirements mailed November 1, 2004, Applicant respectfully submits a duly executed Combined Declaration and Power of Attorney and copy of the Notification of Missing Requirements.

Our check in the amount of \$130.00 for payment of the surcharge for providing the oath and declaration later than the appropriate 20 or 30 months from the priority date under 37 CFR 1.492(e).

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this

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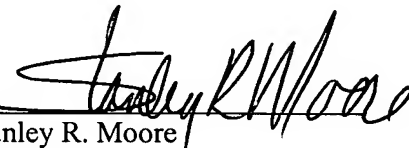
Application No.: 10/502472

Docket No.: 49334-00001USPX

application by this firm) to our Deposit Account No. \_\_\_\_\_ under Order No. 49334-00001USPX.

Dated: November 23, 2004

Respectfully submitted,

By 

Stanley R. Moore

Registration No.: 26,958

JENKENS & GILCHRIST, A PROFESSIONAL  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/502,472	FIRST NAMED APPLICANT James G. Davidson	ATTY. DOCKET NO. 49334-00001USPX
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INTELLECTUAL PROPERTY

NOV 03 2004

JENKENS &amp; GILCHRIST

INTERNATIONAL APPLICATION NO.

PCT/US02/02168

I.A. FILING DATE

PRIORITY DATE

01/25/2002

CONFIRMATION NO. 5714

371 FORMALITIES LETTER



\*OC000000014246664\*

Date Mailed: 11/01/2004

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/23/2004
- Copy of the International Search Report filed on 07/23/2004
- Request for Immediate Examination filed on 07/23/2004
- Copy of references cited in ISR filed on 07/23/2004
- U.S. Basic National Fees filed on 07/23/2004

\* DOCKETED  
 Int: 11/3/04 DT: 11/3/04  
 MISSING PAGES  
 Action: Compil Date: 10/1/04  
 Resp. due 11/1/05

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions

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of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DEBORAH D WILLIAMS

Telephone: (703) 305-3744

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/502,472	PCT/US02/02168	49334-00001USPX

FORM PCT/DO/EO/905 (371 Formalities Notice)